

Attorney Docket No. A2000-700810

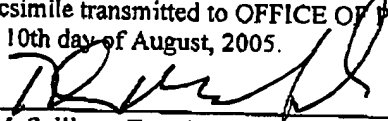
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Neil Rasmussen et al.  
Serial No.: 10/038,106  
Filing Date: January 2, 2002  
For: ADJUSTABLE SCALABLE RACK POWER SYSTEM AND METHOD  
Examiner: A. Estrada  
Art Unit: 2831  
Confirmation No.: 5385

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**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that a copy of the following documents in the above-identified patent application (total - 81 pages including cover sheet) are being facsimile transmitted to OFFICE OF PETITIONS, Commissioner for Patents, at the number 571-273-0025, on the 10th day of August, 2005.

  
Thomas M. Sullivan, Esq. (Reg. No. 39,392)

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**OFFICE OF PETITIONS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**FAX RECEIVED**

AUG 10 2005

**PETITION TO WITHDRAW FROM ISSUE  
UNDER 37 C.F.R. §1.313(c)(2) AND M.P.E.P. §1308****OFFICE OF PETITIONS**

Sir:

Applicants hereby petition for withdrawal of the above-identified patent application from issue under 37 C.F.R. §1.313(c)(2). The withdrawal from issue is requested to permit consideration of the accompanying Request for Continued Examination (RCE) and an Information Disclosure Statement citing additional prior art which has recently been brought to Applicants attention. Withdrawal from issue is respectfully requested.

The Commissioner is hereby authorized to charge to Deposit Account No. 50/2762, Ref. No. A2000-700810, for the petition fee under 37 C.F.R. § 1.17 (h) to withdraw an application from issue.

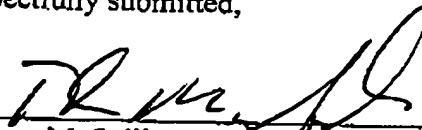
08/11/2005 AKELLEY 00000015 502762 10038106

01 FC:1464 130.00 DA

Applicant(s): Neil Rasmussen et al.  
U.S.S.N.: 10/038,106

The Office is requested to telephone Applicants' undersigned counsel at the number given below if any questions should arise in connection with this matter.

Respectfully submitted,



Thomas M. Sullivan, Esq. (Reg. No. 39,392)  
LOWRIE, LANDO & ANASTASI, LLP  
Riverfront Office Park  
One Main Street  
Cambridge, MA 02142  
Tel.: (617) 395-7024  
Fax: (617) 395-7070  
Attorney for Applicants

Dated: August 10, 2005  
Attorney Docket No.: A2000-700810

769000.1



**Date:** Wednesday, August 10, 2005

**Number of pages (including cover):** 81

# **PETITION UNDER 37 C.F.R. 1.313(c)(2)**

## **F A X C O V E R**

**To:** Office of Petitions, Commissioner for Patents  
U.S. Patent and Trademark Office  
**Tel.:** 571-272-3282  
**Fax No.:** 571-273-0025

**Re: Applicants:** Neil Rasmussen et al.  
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**From:** Thomas M. Sullivan

**Direct Dial:** 617-395-7024

**Our Ref. #:** A2000-700810

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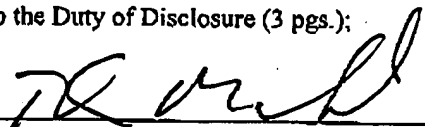
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- Request for Continued Examination (RCE) (2 pgs.);
- Information Disclosure Statement filed Pursuant to the Duty of Disclosure (3 pgs.);
- PTO Form 1449 (in duplicate - 1 pg.); and
- References Cited (A57-A63).

  
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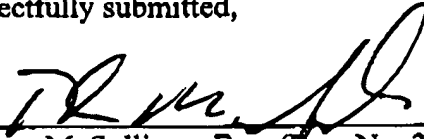
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Riverfront Office Park  
One Main Street  
Cambridge, MA 02142  
Tel.: (617) 395-7024  
Fax: (617) 395-7070  
Attorney for Applicants

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**LOWRIE. LANDO  
& ANASTASI. LLP**  
*Devoted to Intellectual Property Law*

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*Re-transmit first ten pages.*

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